

TIPP CITY COUNCIL STUDY SESSION

TIPP CITY, MIAMI COUNTY, OHIO

JANUARY 18, 2010

Study Session

City Manager Jon Crusey opened the Study Session at 7:00 p.m. on this date.

Council members in attendance included John E. Kessler, Katie Black, Joe Gibson, George Lovett, Bryan Budding, and President Patrick Hale.

Others in attendance: Assistant City Manager Brad Vath, Police Chief Tom Davidson, Law Director Joseph Moore, Assistant Utilities Director Christy Butera, Utilities Director Mo Eichman, Nancy Bowman, and Clerk of Council Cathy Ross.

AMP

Eric Lloyd and Mike Migloire from American Public Power provided background information on AMP how/where Tipp City currently purchases power. They noted that AMP is governed by its 129 members in 6 states and the Board consists of 19 community members. Each member is charged \$.38/MWh for dispatch fees. They use the peak load to forecast how much power each city will need the following year.

Tipp City purchases 7% of its energy from a federal hydro project from Niagara Falls and St. Lawrence project (NYPA) and has a contract until 2027. This is our least expensive power source and hydro projects in general are an extremely inexpensive power source once their debt is retired. 1.33 MW of energy is supplied from coal fired units in Marietta, Ohio known as Gorsuch Station and Tipp City is contracted through 2014. Landfills in Northern Ohio will provide 1000 kW through 2011 to Tipp City.

Western Area Service Group Pool A includes Cincinnati Gas and Electric and 77% of Tipp City's power is contract through them through 2011.

WASG Pool B includes Dayton Power and Light and is contracted through 12/31/14. Power may be purchased on a daily, monthly, or hourly basis from DP&L or the market depending on which is the least expensive option. This is why some months our bill to DP&L is higher and other months our bill to AMP is higher is we purchased from the market instead.

Future suppliers of energy include Prairie State Energy which is scheduled to come on-line in mid 2011 and Tipp City will contract 9,952 kW. AMP Hydro is another project which includes 3 dams on the Ohio River with an on-line date of 2013. Tipp City's participation is 3,598 kW. AMP will be owner of this hydro project and its members have contracts for the purchase of energy.

It was noted that AMP planned to build a coal plant in Southern Ohio, but the project was cancelled when the contractors construction estimates increased significantly and the project was no longer effective compared to the market purchase of power. AMP is currently looking at a combined cycle plant that runs by natural gas and other projects that are being presented to them. AMP hopes to options to present to the communities by March.

Each member of AMP currently has the opportunity to participate in the Meldahl Greenup Project. Greenup has been operating for 20 years and is owned by Hamilton while Meldahl is a new facility that Hamilton owns the license to. These will go online in 2013. During a study done by AMP 2 years ago of all the hydro projects along the Ohio river, the Meldahl facility was identified as the most beneficial location.

It was noted that this is the fifth hydro plant developed by AMP. A subscription process is currently going on with a deadline to subscribe of 2/1/10.

Mr. Crusey stated that there was a resolution on the agenda for this evening for the acquisition of supplemental hydroelectric power from the Meldahl and Greenup hydroelectric projects.

Adjournment

Meeting adjourned at 7:30 p.m.

Patrick Hale, President

Attest: _____
Cathy A. Ross, Clerk of Council

TIPP CITY COUNCIL MEETING

TIPP CITY, MIAMI COUNTY, OHIO

JANUARY 18, 2010

Council Meeting

Patrick Hale called to order the regular meeting of the Tipp City Council at 7:32 p.m. Roll call showed the following Councilmembers present: Patrick Hale, Katie Black, Bryan Budding, Joseph Gibson, George H. Lovett, and John E. Kessler.

Others in attendance: Utilities Director Mo Eichman, Assistant Utilities Director Christy Butera, Assistant City Manager Brad Vath, Fire Chief Steve Kessler, Police Chief Tom Davidson, City Attorney Joseph P. Moore, and Clerk of Council Cathy Ross.

Guests signing the register included: Steven Chaney, John Hughes, Mike McFarland, Adam Buynak, Charles Buynak, Joey Hodge, Blake Dysinger, Tom Dysinger, Michelle Hodge.

Invocation and Pledge of Allegiance

Pastor John Hughes of the Skyview Wesleyan Church delivered the invocation and Boy Scouts Pack #586 led the Pledge of Allegiance.

Approval of Agenda

President Hale made a motion to excuse Mayor Gillis from the meeting. Motion was seconded by Mr. Kessler and unanimously approved.

Amendment

Mr. Gibson made a motion to amend the agenda Section 8C to read "A motion to appoint a City ex-officio member to the Cable Access Commission. Motion was seconded by President Hale and unanimously approved.

Approval

President Hale made a motion to approve the amended agenda, seconded by Mr. Gibson and unanimously approved.

Adoption of Minutes

Mr. Lovett made a motion to approve the minutes of the January 4, 2010 Study Session. Motion was seconded by Ms. Black and approved with a 6-0 vote.

Mr. Gibson made a motion to correct the date of the January 4, 2010 minutes from January 5, 2010, and to approve the amended minutes. Motion was seconded by President Hale and unanimously approved.

Presentations, Proclamations, and Awards

There were none.

Ordinances (Second Reading)

There were none.

Resolutions (One Reading Required) Resolution 3-10

Downtown Traffic Signal Interconnection Project

A resolution authorizing the City Manager to enter into an agreement with Choice One Engineering Corporation for the engineering design for the Downtown Traffic Signal Interconnection Project in the amount of \$72,280.

Clerk of Council Summary: Three bids for this project were received with Choice One providing the lowest and best bid.

City Manager Comments: This resolution authorizes the City Manager

to enter into a contract with Choice One Engineering for the design of the Downtown Traffic Signal Interconnection Project at a cost of \$72,280. The project involves the replacement of traffic signals along Main Street, from Fourth Street to First Street, with decorative mast arms and LED signals. Furthermore, the current 30+ year old mechanical controllers will be upgraded with state-of-the-art controllers that will be interconnected back to the City's central system thereby interconnecting all traffic signals along Main Street. The project is scheduled for construction in 2010 at a cost of \$811,550. The City has received a \$531,198 Congestion Mitigation and Air Quality (CMAQ) Improvement Program grant from ODOT with the remaining \$280,352 coming from the Electric Fund. This project was approved as part of the 2010-2014 CIP.

Mr. Budding asked if there was concern about the LED lights not being hot enough to melt the snow. City Engineer Vagedes replied that this has occurred in colder parts of the country such as Minnesota and Wisconsin, but has not occurred in our area. However, there is a heating element that can be installed to make the lights work in this kind of weather.

There being no further discussion, Mr. Kessler sponsored this resolution and moved for its adoption. Motion was seconded by Mr. Lovett and unanimously approved. Resolution 3-10 was declared passed and President Hale affixed his signature in witness thereto.

Resolution 4-10
ODNR Grant

A resolution authorizing the City Manager to file a grant application and enter into an agreement with the Ohio Department of Natural Resources (ODNR) for constructing recreational trails for Tipp City.

Clerk of Council Summary: These grant monies would provide assistance in constructing a recreational trail/bikeway to link parks within the City and bikeways to the Miami County Bikeway.

City Manager Comments: The adoption of this resolution would authorize the City Manager to submit grant proposals for the Ohio Department of Natural Resources (ODNR) Recreational Trails Program. Council reviewed two potential bikeway linkages at its January 4 study session and instructed staff to proceed with the application submittal. The first connection is from Kyle Park to the intersection of South Third Street and Maple Hill Road, along Kyle Park Drive. The second connection is along the west side of North Hyatt Street from north of Manchester Chase to Kessler-Cowlesville Road. The estimated construction cost is \$240,500 for both projects with the potential of 80% grant funding. Of the \$48,100 local share only \$35,600 would be cash with the remainder being in-house inspection services. If awarded, design would take place in late 2010 with construction occurring in 2011.

There being no further discussion, President Hale sponsored this resolution and moved for its adoption. Motion was seconded by Mr. Budding and unanimously approved. Resolution 4-10 was declared passed and President Hale affixed his signature in witness thereto.

Resolution 5-10
Hydroelectric Power

A resolution to approve the acquisition of a supplemental project share of hydroelectric power from American Municipal Power, Inc. and amend Resolution 41-09.

Clerk of Council Summary: This resolution has been prepared for City Council consideration for the acquisition of supplemental hydroelectric power from the Meldahl and Greenup hydroelectric projects.

City Manager Comments: This resolution authorizes the acquisition of additional project shares in the Meldahl and Greenup Hydroelectric Projects. City Council at its November 16, 2009 meeting adopted Resolution 41-09 authorizing the acquisition of up to 270 kW of power and energy in these hydroelectric projects. The City now has an opportunity to purchase additional shares of available capacity related to these projects. This resolution authorizes the City Manager to acquire up to an additional 1,150 kW of hydroelectric power and energy from the Meldahl and Greenup projects, for a total of 1,420 kW.

There being no further discussion, Ms. Black sponsored this resolution and moved for its adoption. Motion was seconded by Mr. Kessler and unanimously approved. Resolution 5-10 was declared passed and President Hale affixed his signature in witness thereto.

Resolution 6-10
Federal Jobs for Main
Street Act of 2010

Authorizing the City Manager to submit application(s) for Federal Jobs for Main Street Act of 2010 funds through the Miami Valley Regional Planning Commission.

Clerk of Council Summary: This resolution would allow the City to submit two projects to MVRPC for: 1) County Road 25A repaving; 2) sign face replacement project for the potential 2010 solicitation.

City Manager Comments: The adoption of this resolution would authorize the City Manager to submit two (2) applications to the Miami Valley Regional Planning Commission for Federal Jobs for Main Street Act of 2010 funds. Applications are being accepted by MVRPC in anticipation of the second round of federal stimulus dollars being approved by Congress for transportation projects. The first priority project is the resurfacing of CR 25-A from Donn Davis Way to Evanston Road less the I-75 bridge and the segment of CR 25-A reconstructed several years ago. The estimated cost for this project is \$525,000-\$575,000 with 100% federal funding being requested.

The second priority project involves the upgrading of all street and regulatory signs along Federally Functionally Classified Roadways within Tipp City (CR 25-A, Main Street, 3rd Street, N. 4th Street, S. 1st Street, Broadway {Hyatt ↔ First}, Park, Parkwood, Hyatt, Garber, Hathaway, Smith, Barbara, Westedge & Evanston) with high intensity reflectivity signs. Minimum traffic sign retroreflectivity values have been imposed by the Federal Highway Administration requiring the upgrading of these signs. The estimated cost for this project is \$200,000 - \$275,000 with 100% federal funding being requested.

There being no further discussion, Mr. Kessler sponsored this resolution and moved for its adoption. Motion was seconded by Mr. Budding and unanimously approved. Resolution 6-10 was declared passed and President Hale affixed his signature in witness thereto.

Resolution No. 7-10

A resolution authorizing the City Manager to purchase one 2010 Ford

Purchase Bucket Truck

F550 Aerial Unit Truck for the Electric Department from Utility Truck Equipment, Inc. at a cost not to exceed \$89,575.00 through the State of Ohio Cooperative Purchasing Program.

Clerk of Council Summary: Council appropriated \$125,000 in the Electric Fund for the purchase of a bucket truck for the Electric Department.

City Manager Comments: This resolution authorizes the City Manager to purchase a Single Bucket Truck through the State of Ohio Cooperative Purchasing Program for the Electric Department at a cost not to exceed \$89,575. City Council appropriated \$125,000 in the Electric Fund for the purchase of a replacement vehicle.

Mr. Kessler noted that the City will not be trading in the old bucket truck and will use it for various City projects such as hanging banners which will save wear and tear on the new truck.

There being no further discussion, Mr. Kessler sponsored this resolution and moved for its adoption. Motion was seconded by Mr. Lovett and unanimously approved. Resolution 7-10 was declared passed and President Hale affixed his signature in witness thereto.

**Ordinances (first
reading)**
Revised Codification

Mr. Lovett sponsored an ordinance adopting a revised Codification of the Tipp City Municipal Code.

Clerk of Council Summary: American Legal Publishing of Cincinnati has submitted the 2009 supplement to the Tipp City Code of Ordinances, which contains ordinances enacted in previous years and revisions to ordinances that make reference to sections of the Ohio Revised Code that have changed. The Clerk of Council has reviewed the code updates and recommends acceptance of the supplement.

City Manager Comments: The adoption of this ordinance would approve the codification of legislation that has been passed by City Council since the last codification in 2006. Codification involves placing laws in a code in a systematic order. Section 4.17(B) of the Tipp City Charter requires that Council periodically "provide for the preparation of a general codification of all ordinances and resolutions having the force and effect of law." The cost for codification is estimated at \$11,550.

Enacting Codes Sections
94.70 to 94.76

President Hale sponsored an ordinance authorizing the abatement of unsafe structures and enacting codes Sections 94.70 to 94.76 of the Codified Ordinances for the City of Tipp City.

Clerk of Council Summary: This ordinance updates Tipp City's existing code to adequately address this process or procedure.

City Manager Comments: This ordinance would enact legislation providing the City the authority to order the repair or removal unsafe structures, per Section 715.26 of the Ohio Revised Code. Whenever the City Engineer, or designee, determines that a structure is insecure, unsafe or structurally defective he shall notify the owner by certified mail giving the owner 30 days to voluntarily repair or remove the structure or reach an

agreement with the City to bring the structure into compliance. The Engineer also has the authority to require the structure to be vacated with less than 30 days notice. If the owner fails to repair or remove the structure the City Manager may cause the repair or removal of the structure at the owner's expense. The owner may appeal to City Council within 10 days the Engineer's order to repair or remove any structure. Whenever it is determined that a building condition exists that poses an imminent threat, requiring immediate response to protect the public's health and safety, or to protect the occupants thereof from collapse, contamination or conflagration, the City Manager may issue an order requiring the immediate vacation of the premises and/or abatement of the hazardous condition. If the owner fails to act immediately, the City Manager is authorized to have the hazard abated at the owner's expense.

Motions

Appointment to Parks
Advisory Board

Mr. Lovett made a motion to appoint Kelly Gillis to the Parks Advisory Board for a term expiring December 31, 2013. Motion was seconded by Mr. Kessler and unanimously approved.

Appointment to CRA

President Hale made a motion, seconded by Mr. Lovett, and unanimously approved to appoint City Manager Jon Crusey and Assistant City Manager Bradley Vath to the Community & Reinvestment Housing Area Council to a three year term ending December 31, 2012.

Appointment to Cable
Access Commission

Mr. Gibson was appointed as an ex-officio member of the Cable Access Commission on a motion by President Hale, seconded by Ms. Black and unanimously approved.

2010 TFAC Rates

President Hale made a motion to set the pre-season rates for the 2010 season at the Tippecanoe Family Aquatic Center as discussed at the January 4, 2010 study session. Motion was seconded by Ms. Black and unanimously approved.

Miscellaneous

Community & Economic
Development Annual
Report

Mr. Vath noted that Council received copies of the 2009 Community & Economic Development Annual Report and that if they had any questions, they should contact him. Mr. Vath stated that the economic downturn did not help Tipp City's economy. President Hale asked if Mr. Vath had seen any changes. Mr. Vath replied that they have seen some more inquiries but that building is still very slow.

Citizen Comments

There were none.

Councilmember Comments

Mr. Gibson thanked the Scouts for leading the pledge of allegiance. He reminded citizens that this meeting would be televised on KIT-TV, Channel 5 for the next two weeks; encouraged citizens to help the Girl Scouts by purchasing cookies; and thanked City Council for appointing him as an ex-officio member of the Cable Access Commission.

President Hale noted that there are still several positions available on a variety of Boards and Commissions and encouraged citizens to become involved by participating.

City Manager Comments

City Manager Crusey reported that the ad for the Finance Director has been posted on several professional websites due to Mr. Drennen's retirement

Adjournment

in June.

The meeting was adjourned at 9:02 p.m. on a motion by Mr. Kessler, seconded by Mr. Budding and unanimously approved.

Patrick Hale, President

Attest: _____
Cathy Ross, Clerk of Council

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